

## Investigative and Enforcement Services

# Settlement Agreement

USDA, APHIS, IES  
4700 River Road, Unit 85  
Riverdale, MD 20737  
Phone: (301) 734-8684  
Fax: (301) 734-4328

**RESPONDENT:****1<sup>st</sup> Address**

Metro Parks Tacoma  
4702 South 19<sup>th</sup> Street  
Tacoma, WA 98405

**2<sup>nd</sup> Address**

Northwest Trek Wildlife Park  
11610 Trek Drive East  
Eatonville, WA 98328

**CASE NUMBER** | WA08183-AC**DUE ON OR BEFORE** | February 28, 2011  
**CONTACT** | Matthew J. Bromeland  
**PHONE** | (301) 734-2263

DATE	CITATION	DESCRIPTION
		SEE ATTACHMENT (PAGE 1 OF 2)

**PENALTY** \$6,000**TERMS**

Titles 7, 15, 19, and 21 of the United States Code authorize the Secretary of Agriculture, after providing notice and opportunity for a hearing, to impose civil penalties and other sanctions to resolve violations.

Prior to the issuance of a formal complaint seeking sanctions under the Act, The Department may enter into a stipulation to resolve the above-described violations. Your payment constitutes a waiver of your right to a hearing, a finding that the violations of law have occurred, and settlement of such violations.

If you do not pay the specified penalty within the designated time or wish to exercise your right to a hearing, this matter will be forwarded to the Office of the General Counsel for litigation. The penalty offered in this stipulation is not relevant to the sanctions the Department may seek, or that will be assessed, upon issuance of a formal complaint.

**Signature of Respondent:****Date:****PAYMENT RECORD - FOR IES USE ONLY**

Payment Type	Date	Amount	Signature of IES Representative

T04A – Settlement Agreement  
7/1/09

**DATE****CITATION****DESCRIPTION**

4-JUNE-2008	9 CFR § 2.131(b)(1)	<p><b>Handling of animals.</b> Handling of all animals shall be done as expeditiously and carefully as possible in a manner that does not cause trauma, overheating, excessive cooling, behavioral stress, physical harm, or unnecessary discomfort.</p> <p>Respondent failed to handle lynx #200622 (“Luna”) as carefully as possible in a manner that does not cause trauma or physical harm. Respondent’s improper handling resulted in Luna ascending a tree within the exhibit enclosure and remaining stuck in the tree for approximately nine (9) days, causing severe dehydration and malnourishment of the animal.</p>
4-JUNE-2008	§ 2.131(b)(2)(ii)	<p><b>Handling of animals.</b> Deprivation of food or water shall not be used to train, work, or otherwise handle animals; Provided, however, That the short-term withholding of food or water from animals by exhibitors is allowed by these regulations as long as each of the animals affected receives its full dietary and nutrition requirements each day.</p> <p>Respondent failed to properly handle lynx #200622 (“Luna”), which caused her to be deprived of food and water. Respondent failed to provide the animal with her full dietary and nutrition requirements during the nine (9) days she remained in the tree, causing severe dehydration and malnourishment of the animal.</p>
10-JUNE-2008	§ 2.131(b)(1)	<p><b>Handling of animals.</b> Handling of all animals shall be done as expeditiously and carefully as possible in a manner that does not cause trauma, overheating, excessive cooling, behavioral stress, physical harm, or unnecessary discomfort.</p> <p>Respondent failed to handle lynx #200625 (“Stella”) as carefully as possible in a manner that does not cause trauma or physical harm. Respondent’s improper handling resulted in Stella ascending a tree within the exhibit enclosure and remaining stuck in the tree for approximately eighteen (18) days, causing the death of the animal due to severe dehydration and starvation.</p>
10-JUNE-2008	§ 2.131(b)(2)(ii)	<p><b>Handling of animals.</b> Deprivation of food or water shall not be used to train, work, or otherwise handle animals; Provided, however, That the short-term withholding of food or water from animals by exhibitors is allowed by these regulations as long as each of the animals affected receives its full dietary and nutrition requirements each day.</p> <p>Respondent failed to properly handle lynx #200625 (“Stella”), which caused her to be deprived of food and water. Respondent failed to provide the animal with her full dietary and nutrition requirements during the eighteen (18) days she remained in the tree, causing the death of the animal due to severe dehydration and starvation.</p>